

REMARKS

Please replace the Amendments to the Specification section of the previously filed Amendment of March 19, 2007 with the foregoing revised Amendments to the Specification section. In the foregoing section, the previous instruction “Please delete paragraph 25” has been replaced by “Please delete paragraph 25 on page 5, line 6”.

In the Notice, the reason that the original amendment was non-compliant is stated to be that an amended paragraph, specifically paragraph 25, does not include markings. This is not understood, since the instruction in the original amendment was to delete paragraph 25, and no markings are required when an entire paragraph is deleted. As stated in 37 CFR 1.121 (b)(1)(iv), “The text of a paragraph to be deleted must not be presented with strike-through or placed within double brackets. The instruction to delete may identify a paragraph by its paragraph number or....”. In the Manual of Patent Examining Procedure, Section 714, it is stated:

“Similarly, under 37 CFR 1.121(b)(2)(iv), a marked up version does not have to be supplied for any deleted paragraph(s). *It is sufficient to merely indicate or identify any paragraph that has been deleted.* The instruction to delete may identify a paragraph by its paragraph number, page and line number, or include a few words from the beginning, and end, of the paragraph, if needed for paragraph identification”. (Emphasis added)

Although it is believed that the previous instruction to delete paragraph 25 was sufficient to identify the paragraph to be deleted, the page and line number of this paragraph has now been included so that there is absolutely no doubt in this regard. It is therefore respectfully requested that the foregoing Amendments to the Specification section be substituted for the corresponding section in the Amendment of March 19, 2007, and that the Amendment be forwarded to the Examiner for consideration.

CONCLUSION

It is believed that the foregoing replacement Amendments to the Specification along with the foregoing comments deal with the Notice of Non Compliant Amendment. However, if anything further is required or the Examiner has any questions or comments or believes that a telephone conversation may be useful in advancing prosecution, the Examiner is invited to contact the undersigned at the number listed below.

Respectfully submitted,
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Dated: April 9, 2007

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